04-26-0

Attorney Docket No. A-65353-8 (468268-18) /RMS/RMK

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

MAYO, et al.

Serial No.: 09/837,886

Filed: April 18, 2001

For: Apparatus and Method for Automated Protein Design

Group No: 1637

Examiner: Y. J. Kim

EXPRESS MAIL NO. EV 298967476 US

NOTICE OF APPEAL

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 9, 2004 of the Primary Examiner finally rejecting Claims 67, 68, 71, 72, 75 and 76. Enclosed is a check in the amount of \$165.00 to cover the Notice of Appeal fee.

Although Applicant does not believe any additional fees are required, the Commissioner is authorized to charge any such fees, including extension fees, or credit any overpayment to Deposit Account No. 50-2319 (Our Docket No. A-65353-8(468268-18)/RMS/RMK).

Respectfully submitted,

Dated: 4/22/04

Four Embarcadero Center

Suite 3400

San Francisco, CA 94111-4187

Telephone: (415) 781-1989

Fax No.: (415) 398±324940000 (0.286) 4 + 3 2. 36.

1133785

on on, it

Renee M. Kosslak, Reg. No. 47,717 Robin M. Silva, Reg. No. 38,304

Filed under C.F.R. § 1.34(a)

DORSEY & WHITNEY LLP

04/28/2004 MAHNED1 00000037 09837886

02 FC:2401

165.00 OP

04/28/2004=MAHMED1==00000037=09837886=

01-FG:2251-

55:00-0P

1141431 1

04/28/2004 MARHED1--00000037-09837886-

01 **4C1225**

__55_00_00